

24390

40 BROAD ST SUITE 300

## United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS DOX 1450 Alexandrix, Virginia 22313-1450 www.unplu.gov

U.S. APPLICATION NUMBER NO.

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

10/501,639

LUCASH, GESMER & UPDEGROVE, LLP

James R Miller

RSTY-001-US

INTERNATIONAL APPLICATION NO. PCT/US03/01477

I.A. FILING DATE

PRIORITY DATE

01/16/2003

01/16/2002

**CONFIRMATION NO. 2479 371 FORMALITIES LETTER** 

\*OC000000015192937\*

**BOSTON, MA 02109** 

Date Mailed: 02/17/2005

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 07/15/2004
- Copy of the International Search Report filed on 07/15/2004
- Copy of IPE Report filed on 07/15/2004
- Information Disclosure Statements filed on 07/15/2004
- Small Entity Statement filed on 07/15/2004
- Copy of references cited in ISR filed on 07/15/2004
- U.S. Basic National Fees filed on 07/15/2004
- Priority Documents filed on 07/15/2004

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

\$65 Late oath or declaration Surcharge.

# ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

CHRISTINE S WASHINGTON

Telephone: (703) 308-9140 EXT 228

## PART 2 - OFFICE COPY

U.S. APPLICATION NUMBER NO.	· INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/501.639	PCT/US03/01477	RSTY- 001-US

FORM PCT/DO/EO/905 (371 Formalities Notice)